

JOE WARDY  
MAYOR

JOYCE WILSON  
CITY MANAGER



## **CITY COUNCIL**

SUSAN AUSTIN  
DISTRICT NO. 1

ROBERT A. CUSHING, JR.  
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO  
DISTRICT NO. 3

JOHN F. COOK  
DISTRICT NO. 4

PRESI ORTEGA, JR.  
DISTRICT NO. 5

PAUL J. ESCOBAR  
DISTRICT NO. 6

VIVIAN ROJAS  
DISTRICT NO. 7

ANTHONY W. COBOS  
DISTRICT NO. 8

### **PROPOSED AGENDA FOR REGULAR COUNCIL MEETING, COUNCIL CHAMBERS MARCH 1, 2005 9:00 A.M.**

#### **ROLL CALL**

Invocation – Police Chaplain Carlos Flores  
Pledge of Allegiance

#### **REGULAR AGENDA**

1. Pursuant to Article VIII, Section 1-b (h) of the Texas Constitution and to Texas Tax Code Annotated, Section 11.261 (Vernon 2005), presentation, discussion, and approval by City Council of an ad valorem tax freeze in El Paso City for the elderly and disabled homeowners on their homesteads to be effective in the City's tax year 2005.  
[J E Chavez Caldera]

#### **MAYOR'S PROCLAMATIONS**

1. *Red Cross Month*
2. *National Association of Social Workers*
3. *Cesar Chavez Week*

#### **NOTICE TO THE PUBLIC**

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

#### **CONSENT AGENDA**

2. **APPROVAL OF MINUTES:** [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

Approval of Minutes for Regular City Council Meeting of February 22, 2005 and Special City Council Meeting of February 17, 2005 (Joint Meeting with Las Cruces City Council).

**3. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**

**4. RESOLUTIONS:**

- 4A.** That the Mayor be authorized to sign a Concession Agreement by and between the City of El Paso ("City") and CheckPoint Mailers, Inc. ("Concessionaire") for the operation of a self-service security checkpoint mailing concession at the El Paso International Airport. **(District 3)** [Airport, Patrick T. Abeln, (915) 780-4724]
- 4B.** That the Director of Aviation be authorized to sign a Memorandum of Agreement, on behalf of the City of El Paso, between the Federal Aviation Administration, the Texas State Historic Preservation Officer and the City of El Paso, pursuant to 36 CFR 800, regarding the construction of a municipal golf course located on the El Paso International Airport property. This Memorandum of Agreement is subject to the review and approval of the City Attorney's Office. **(District 2)**  
[Airport, Patrick T. Abeln, (915) 780-4724]
- 4C.** That the Mayor be authorized to sign, on behalf of the City, a Contract of Sale between the CITY OF EL PASO and ARMANDO & LIDIA ALVAREZ for the purchase of a portion (.452 acre) of Lot 5, Block 16, Second Amended Map of West Ysleta, El Paso, El Paso County, Texas, to be used as for the purpose of right-of-way requirements related to the construction of the Dorbandt Street & Drainage Improvement Project. **(District 7)**  
Funding Source: Project PBE04ST108; Fund 29123; Department 14200403; Account 508000 [Building and Planning Services, Patricia D. Adatao, (915) 541-4853]
- 4D.** That the El Paso City Council approves the following priorities and locations under the "General Street Improvements" (District 6) project as required by Proposition No. 3 of the Feb. 7, 2004 General Obligation Bond Election:
- Five Ornamental Street Lights on Whirlaway Drive - \$40,000.00,
  - Eight Street Lights on existing poles on Ted Houghton Drive - \$7,432.00,
  - Median Landscaping on Montwood Drive from Loop 375 to Sun Fire Boulevard - \$122,012.59,
  - One Street Light on Cheryl Ladd Court near Karl Wyler Drive - \$929.00,
  - One Street Light on Karl Wyler Drive at the corner of Cheryl Ladd Court - \$929.00,
  - One Street Light at 8961 Independence Drive - \$929.00
  - One Street Light at 9129 Sweet Acacia Drive - \$1,200.00, and
  - Pedestrian Flasher on Escobar between Zaragoza Road and Tio Dink Circle - \$25,192.00 **(District 6)**  
[Building and Planning Services, Patricia D. Adatao, (915) 541-4853]
- 4E.** That the Mayor be authorized to sign Division of Emergency Management form DEM-147 Emergency Management Director/Coordinator Notification between the CITY OF EL PASO and the STATE OF TEXAS GOVERNOR'S DIVISION OF EMERGENCY MANAGEMENT (GDEM). The form authorizes Fire Deputy Chief Donald Berger to be identified as El Paso City/County Emergency Management Coordinator. Section 418.101 of the Texas Government Code requires this notification. [El Paso City/County Emergency Management Coordinator, Deputy Chief Donald R. Berger Jr., (915) 771-1010]

- 4F.** That the Mayor be authorized to sign an Agreement for Engineering Services between the CITY OF EL PASO and HUITT-ZOLLARS, INC., for a project known as "Sixth Avenue Street & Drainage Improvements Phase I" for an amount not to exceed SEVENTY THOUSAND FIVE HUNDRED and 00/100 DOLLARS (\$70,500.00). **(District 8)**  
Funding Information - CDBG funds, G7130CD0026-508016 and 508021  
[Engineering Department, Irene Ramirez, (915) 541-4431]
- 4G.** That the City of El Paso, Texas, and Ciudad Juárez, Chihuahua, commit to collaborative activities in support of projects of common interest to their respective cities and that the Mayor be authorized to sign counterpart originals, in both English and Spanish, of a Sister City Agreement between the cities. [Mayor's Office, Phillip P. LoPiccolo, (915) 541-4145]
- 4H.** That the Mayor be authorized to sign a resolution for the appointment of election officials for the City of El Paso General Election on May 7, 2005.  
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]
- 4I.** That the Mayor be authorized to sign an Interlocal Governmental Agreement between the City of El Paso and Socorro Independent School District to allow for a joint election on May 7, 2005 for the purpose of sharing the costs.  
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]
- 4J.** That the Mayor be authorized to sign an Interlocal Governmental Agreement between the City of El Paso and Canutillo Independent School District to allow for a joint election on May 7, 2005 for the purpose of sharing the costs.  
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]
- 4K.** That the Mayor be authorized to sign an Agreement for Architectural Services between the CITY OF EL PASO and RON BROWN ARCHITECTS, a sole proprietorship registered in the state of Texas, for a project known as "Arlington and Sunrise Parks" for an amount not to exceed TWENTY NINE THOUSAND TWO HUNDRED NINETEEN AND 88/100 DOLLARS (\$29,219.88). Funding Source: 2000 Qualify of Life Bond Program. **(Districts 2 and 4)**  
[Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3449]
- 4L.** That the Mayor is hereby authorized to sign a Letter of Agreement, and any related documentation, with the El Paso Electric Company to provide for the Eastside Regional Library, at 12600 Pebble Hills, El Paso, El Paso County, Texas. Said electrical service shall consist of an underground system consisting of a 277/480 volt, three phase, four wire. One (1) 300 KVA transformer will be installed to service the electrical load.  
Funding Source: 2000 Qualify of Life Bond Program. **(District 5)**  
[Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3449]
- 4M.** That the Mayor be authorized to sign an Agreement granting an Underground Electrical Easement to the El Paso Electric Company on Lot 83, Block 12, Tierra Del Este, Unit 1, El Paso County, Texas to provide electrical service to the Eastside Regional Library located at 12600 Pebble Hills.  
Funding Source: 2000 Qualify of Life Bond Program. **(District 5)**  
[Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3449]

- 4N.** That the Mayor be authorized to sign the grant application including all understandings and assurances contained therein, and apply for, accept, reject, alter or terminate the grant in the amount of \$129,570.00, from the City of El Paso Police Department to the Office of the Governor, Criminal Justice Division, for the purpose of continuing the efforts of the Police Department's Victim Services Response Team. In-kind match of \$43,190 Account 21010050-01101  
[Police Department, Assistant Chief Paul Cross, (915) 564-7310]
- 4O.** That the Mayor be authorized to sign, on behalf of the Parks and Recreation Department, a Park Use Agreement with the El Paso Rehabilitation Center providing support for the "Spring Into Fun Day" event to be held on Saturday, March 19, 2005, for special needs children and others at Eastwood Park, also known as Album Park, located at 3001 Parkwood Street, El Paso, El Paso County, Texas, from 10:00 a.m. through 1:00 p.m., and that the transfer of SEVEN HUNDRED FIFTEEN AND NO/100 DOLLARS (\$715.00) from District 5 Discretionary Fund be authorized for this event.  
Funds are available in Department ID #01010005; Account # 504420; Class #01001; Fund #01101 [Representative Presi Ortega, Jr., (915) 541-4189]
- 5.** Notice to set a public hearing to be held on March 29<sup>th</sup>, 2005 to determine if the property located at 3428 E. San Antonio Avenue in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated June 2004. The owners of record as of February 2<sup>nd</sup>, 2005, Josefa Rangel Romo and Jose Vicente Rangel, 3428 E. San Antonio Avenue, El Paso, Texas 79905, have been notified of the violations at this property. **(District 8)**  
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 6.** Request to fill position on a temporary basis in accordance with Article VI, Section 6.6-3, of the Civil Service Charter Provisions:  
  
Laborer (1)  
Fund Source: 51010262-01101-51095  
[Parks & Recreation, Norman Merrifield, (915) 541-4331]
- 7.** Request for provisional appointment in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:  
  
Equipment Operator II (1)  
Fund Source: 51010262-01101-51095  
[Parks & Recreation, Norman Merrifield, (915) 541-4331]
- 8. STAFFING TABLE CHANGE:**  
  
Museum
- |        |      |                                |       |
|--------|------|--------------------------------|-------|
| Add    | 1.00 | Museum Development Coordinator | PM 75 |
| Delete | 1.00 | Museum Education Curator       | PM 77 |
- Fund Source: 56010252-01101-501000  
[El Paso Museum of Art, Becky Duval-Reese, (915) 532-1707]

**9. BOARD RE-APPOINTMENTS:**

- 9A.** Larry Garcia to the Fair Housing Task Force by Mayor Joe Wardy.  
[Mayor's Office, Adrian Ocegueda, (915) 541-4145]
- 9B.** Leon Metz to the History Museum Board by Representative Robert A. Cushing, Jr., District 2. [Representative Robert A. Cushing, Jr., (915) 541-4996]
- 9C.** Wanda Helgesen to the Fire Medical Services Policy Board by Representative Robert A. Cushing, Jr., District 2. [Representative Robert A. Cushing, Jr., (915) 541-4996]
- 9D.** Eric Reed to the City Accessibility Advisory Committee by Representative Jose Alexandro Lozano, District 3. [Representative Jose Alexandro Lozano, (915) 541-4515]
- 9E.** Bradley Roe to the Zoning Board of Adjustment as an Alternate member by Representative John F. Cook, District 4. [Representative John F. Cook, (915) 541-4140]

**10. BOARD APPOINTMENTS:**

- 10A.** John Cordova to the Building and Standards Commission (Engineer) by Representative Susan Austin, District 1.  
[Representative Susan Austin, (915) 541-4886]
- 10B.** Esteban Sansores (as an Alternate member) to the Zoning Board of Adjustment by Representative Jose Alexandro Lozano, District 3.  
[Representative Jose Alexandro Lozano, (915) 541-4515]
- 10C.** Gerardo L. "Tito" Camacho to the International Bridge Commission by Representative Jose Alexandro Lozano, District 3.  
[Representative Jose Alexandro Lozano, (915) 541-4515]
- 10D.** Dr. Manuel Moreno to the Ethics Review Commission by Representative Jose Alexandro Lozano, District 3. [Representative Jose Alexandro Lozano, (915) 541-4515]
- 10E.** Sara Hernandez to the Workforce Retraining Advisory Committee by Mayor Pro Tempore Anthony W. Cobos, District 8.  
[Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]

**11. Request that the following installment agreements for **AD VALOREM** taxes be approved in the amount shown and that the Mayor be authorized to sign the payment agreements on behalf of the City: [Tax Office, Juan Sandoval, (915) 541-4369]**

- 11A.** PID #A642-999-0220-3300, \$1,342.96 per month installments on a balance of \$16,115.52 for 2000, 2001, 2002 & 2003 taxes; Paula R. & Ralph W. Mitchell – 4616 Cupid Dr. **(District 4)**
- 11B.** PID #'s M028-999-0420-9100 & 0597-999-8000-0000, \$924.73 per month installments on a balance of \$11,096.76 for 1999, 2000, 2001 & 2003 taxes; Antonia C. Serrano & Hortencia Chavez – 818 Hills St. **(District 8)**
- 11C.** PID #V893-999-1190-5100, \$207.47 per month installments on a balance of \$2,904.58 for 2004 taxes; Rosendo & Yolanda A. Najar – 2412 Anise. **(District 5)**
- 11D.** PID #A520-999-0150-4600, \$239.22 per month installments on a balance of \$2,392.20 for 2004 taxes; Irma Reyes – 2111 N. Raynor St. **(District 2)**

- 11E.** PID #'s B202-999-0350-0101 & #0826-999-1439-0034, \$970.71 per month installments on a balance of \$34,945.56 for 2000, 2001, 2002 & 2003 taxes; Mario Ramirez – 2332 Bassett. **(District 8)**
- 11F.** PID #B690-999-0009-0002, \$412.73 per month installments on a balance of \$2,476.38 for 2002 & 2003 taxes; Jose Juarez – 260 Placida St. **(District 1)**
- 11G.** PID #C755-000-0020-0030, \$427.14 per month installments on a balance of \$5,125.68 for 2001 & 2003 taxes; Francisco Acuna – 13005 Alameda. **(District 6)**
- 11H.** PID #'s G569-999-0810-7100 & #G569-999-0810-7101, \$215.50 per month installments on a balance of \$2,586.00 for 2004 taxes; Mercedes S. Orozco – 4326 Manchester. **(District 2)**
- 11I.** PID #K561-000-0000-0100, \$330.41 per month installments on a balance of \$3,964.92 for 2002 & 2003 taxes; Alfredo & Soledad Almengor – 19350 Highland St. **(District 7)**
- 11J.** PID #M425-999-0360-4300, \$321.06 per month installments on a balance of \$5,779.08 for 2002, 2003 & 2004 taxes; Manuel & Rosa E. Bernal – 5340 Juliandra Ave. **(District 4)**
- 11K.** PID #'s 0632-999-9000-0000, #M946-999-0230-0100, #0185-999-0000-4500 & #G492-999-0010-8100, \$3,595.25 per month installments on a balance of \$21,571.50 for 2001, 2002, 2003 & 2004 taxes; Robles & Sons, Inc. – 11450 James Watt. **(District 7)**

**12. APPLICATIONS FOR TAX REFUND:** [Tax Office, Juan Sandoval, (915) 541-4369]

- 12A.** Bradley A. & Pamela G. Capes in the amount of \$4,267.30 overpayment of 2004 taxes. (PID #C340-999-1740-0600)
- 12B.** Gina Nevarez in the amount of \$3,505.00 overpayment of 2004 taxes. (PID #C518-999-1130-1500)
- 12C.** Ocwen Federal Bank in the amount of \$4,632.35 overpayment of 2003 taxes. (PID #C809-999-0210-0700)
- 12D.** Wells Fargo Home Mortgage in the amount of \$2,899.99 overpayment of 2003 taxes. (PID #C809-999-0300-1100)
- 12E.** Esther Trujillo in the amount of \$3,084.09 overpayment of 2004 taxes. (PID #H788-011-0070-2800)
- 12F.** Gerardo Gonzalez in the amount of \$13,500.00 overpayment of 2004 taxes. (PID #P327-999-0010-4600)
- 12G.** Sergio Lewis in the amount of \$7,684.10 overpayment of 2003 taxes. (PID #X579-999-308A-9609)
- 12H.** Emmaus Ventures LLC in the amount of \$34,718.67 overpayment of 2004 taxes. (PID #M473-999-0140-0100)
- 12I.** Stewart Title in the amount of \$2,582.99 overpayment of 2004 taxes. (PID #Q550-999-0080-1500)
- 12J.** Stewart Title of El Paso in the amount of \$3,376.69 overpayment of 2004 taxes. (PID #R246-999-0150-3800)
- 12K.** Lone Star Title in the amount of \$3,270.24 overpayment of 2004 taxes. (PID #S052-999-0060-5501)
- 12L.** Pete A. and Maria Medina in the amount of \$3,992.53 overpayment of 2004 taxes. (PID #S380-999-0020-5000)
- 12M.** Government Employees Credit Union of El Paso in the amount of \$4,234.09 overpayment of 2004 taxes. (PID #S812-999-0420-2200)
- 12N.** Sierra Title Co. in the amount of \$2,788.70 overpayment of 2004 taxes. (PID #T287-999-0210-1500)
- 12O.** Citimortgage refunds in the amount of \$25,160.22 overpayment of 2004 taxes. (PID #R439-999-0050-7800)

**12P.** Sergio E. Lopez in the amount of \$2,698.94 overpayment of 2004 taxes.  
(PID #V893-999-5300-0800)

- 13.** Request that the Director of Purchasing be authorized to issue Purchase Order(s) as necessary to OAG Worldwide Limited to provide its licensed database platforms, including maintenance, upgrades and support, for its proprietary software, OAG Airport FlightFinder®.

OAG Worldwide Limited is the developer and exclusive sole source provider of OAG Airport FlightFinder®. As proprietor of the database platforms, OAG Worldwide Limited is the only known source that can provide the required processing and support to its proprietary software programs.

These database platforms and software programs will provide information on the Airport's Web Site concerning flights for which the departure or arrival airport is the El Paso International Airport.

Furthermore, it is requested that staff be authorized to negotiate, the City Attorney's Office to review and that the City Manager or Mayor execute any additional documents and/or licensing agreements as necessary. Funds for this expenditure shall be made available in the following account:

Department:	Department of Aviation
Funds Available:	62620003-503121-40101
Funding Source:	Airport Operating Funds
Amount:	\$7,000 (annual estimate)
<b>District(s):</b>	<b>District 3 (2005-130)</b>
[Purchasing Department, Enrique Acosta, Jr., (915) 541-4267]	

**14. BEST VALUE PROCUREMENT:**

This contract shall be awarded to the bidder who provides the best value to the City. The City may consider price and other relevant criteria listed in the request for bids.

Solicitation No.	2005-073	Elevator Reconditioning
Award to:		American Elevator
		El Paso, Texas
Item (s):		All
Amount:		\$29,500.00

Department:	Fleet Services Department
Funds available:	31135001-508027-27123-P501545
Funding source:	FY98 Certificates of Obligation
Total award:	\$29,500.00
<b>District (s):</b>	<b>8</b>

Fleet Services and Purchasing Departments recommend award as indicated to American Elevator, as this Offeror has provided the Best Value Proposal.

This is a best value fixed-price, single (one-time) purchase to recondition the service elevator in the Fleet Services Maintenance facility located on 910 Raynor St. Presently the elevator is out of service, but will be reconditioned and brought up to current codes. An option is offered to purchase up to one-hundred percent (100%) of the original contract quantities, at the same unit price, if the option is exercised within one-hundred and eighty (180) days, from the contract award date. No prompt payment discount is offered. [Purchasing Department, Alfonso Guerrero, Jr., (915) 541-4654]

## 15. BIDS:

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

**15A.** Solicitation No. 2005-008      Airfield Lighting Supplies  
Award to:                                  Siemens Airfield Solutions, Inc.  
    Columbus, OH  
Item (s):                                    Group I  
Amount:                                    \$25,000.00 (estimated annually)  
  
Department:                              Aviation  
Funds available:                        62620003-503121  
Funding source:                        Airport Operating Fund  
Total award:                              \$75,000.00 (estimated)  
**District (s):                              3**

The Department of Aviation and the Purchasing Department recommend award as indicated to the sole responsive offer that was received.

This is a Thirty-Six (36) month requirements-type Contract for Airfield Lighting Supplies. The Contract will officially begin at 12:01 AM, March 2, 2005.

Vendor does not offer the City the option of extending the term of the contract.  
Vendor does not offer a prompt payment discount.  
[Purchasing Department, Enrique Acosta, Jr., (915) 541-4267]

**15B.** Solicitation No. 2005-055      Uniforms For The Street Department  
Award to:                                  Vendor 1:      Bazaar Uniforms & Men's Store  
    El Paso, Texas  
Item(s):                                    #1, #5, #6 (including alternate #2),  
    #8, #9, #10, #11 & #13  
Amount:                                    \$91,892.80 (estimated annually)  
  
Award to:                                  Vendor 2:      Work Wear Safety Shoe  
    El Paso, Texas  
Item(s):                                    #2, &, #4  
Amount:                                    \$8,920.00 (estimated annually)  
  
Award to:                                  Vendor 3:      Alco Industrial Co.  
    El Paso, Texas  
Item(s):                                    #12  
Amount:                                    \$4,532.00 (estimated annually)



Award to: Vendor 4: Iron Age Corporation  
Pittsburgh, PA  
Item(s): #3  
Amount: \$3,150.00 (estimated annually)

Department: Street  
Funds available: 32010200-32010159-503120-503123-01101  
Funding source: Street Department General Operations Fund  
Total award: \$216,989.60 (estimated)  
**District (s): All**

The Street and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Item #7 will not be awarded, alternate item chosen.

Vendor #1 offers the City the option to extend the term of the contract at the same unit prices for one (1) or two (2) additional years if the option is exercised within one (1) or two (2) years from the date of the award.

Vendor #2 offers the City the option to extend the term of the contract at the same unit prices for two (2) additional years if the option is exercised within two (2) years from the date of the award.

Vendor #3 offers the City the option to extend the term of the contract at the same unit prices for one (1) additional year if the option is exercised within one (1) year from the date of the award.

Vendor #4 offers the City the option to extend the term of the contract at the same unit prices for one (1) additional year if the option is exercised within one (1) year from the date of the award.

This is a Requirements Type Contract with an initial term of Twenty-Four (24) months. [Purchasing Department, Jesus M. Juarez, (915) 541-4317]

**16. BUDGET TRANSFERS:** [Office of Management and Budget, David Almonte, (915) 541-4011]

**16A. BT2005-625 PARKS AND RECREATION**

This budget transfer requests a new appropriation to purchase and install a portable telephone at the San Juan Recreation Center. This will allow center staff to answer the phone at all times.

Increase	\$1,500	to	51510123/P50021316313/407002	Est Rev
Increase	\$1,500	to	51510123/P50021316313/508035	Communicat

**16B. BT2005-673 HEALTH**

DSHS has allocated \$280,000 in the Public Health Preparedness budget to complete funding necessary for the renovation of the Medical Examiners building.

Increase	\$280,000	to	41150023/G41052506105/406001	StGrantProc
Increase	\$280,000	to	41150023/G41052506105/508027	Construction

**16C. BT2005-674 BUILDING AND PLANNING SERVICES**

On behalf of the Health Department, Building and Planning Services proposes to transfer \$280,000 from the Texas Dept. of Health's Office of Public Health Preparedness grant FY 2005 to the Medical Examiner's Facility. Funds replace a Federal Air Quality grant previously appropriated in the Medical Examiner's Facility which was transferred to the Health Administration Building. **(District 3)**

Decrease	\$280,000	from	41150023/G41052506105/508027	Construction
Increase	\$280,000	to	41150023/PPWHE0400206105/508027	Construction

**16D. BT2005-684 MUSEUM (ART)**

To set up appropriation in the restricted fund for contractual services related to Museum Special Events.

Increase	\$8,000	to	54500025/50105/407002	Est Rev
Increase	\$8,000	to	54500025/50105/502215	Outside Cnts

**16E. BT2005-701 PARKS AND RECREATION**

This budget transfer requests a new appropriation to purchase five scoreboards for use at Blackie Chester Park Sports Plex. These are needed for the World Hispanic Softball Tournament. Money is available in Acosta Sports Fund balance.

Increase	\$10,000	to	51010215/P50020216302/407002	Est Rev
Increase	\$10,000	to	51010215/P50020216302/508008	Major Equip

**16F. BT2005-716 BUILDING AND PLANNING SERVICES**

Building and Planning Services proposes to transfer \$93,000 from the 2000 QOL Parks Contingency project to the Irwin Lambka (Cloudview) Park. \$73,000 was included in P+3's Program Outlook which was approved by City Council 9-14-04. \$23,000 is for additional funds. Funding source is 2000 QOL bonds. **(District 1)**

Decrease	\$93,000	from	31130600/PQLPA17760176/504405	OperCntgncy
Increase	\$93,000	to	31130600/PQLPA17760176/507001	Intrafd Trf (U)
Increase	\$93,000	to	14101001/PQLPA12260122/407001	Intrafd Trf (S)
Increase	\$93,000	to	14101001/PQLPA12260122/508027	Construction

**16G. BT2005-717 BUILDING AND PLANNING SERVICES**

Building and Planning Services proposes to transfer \$5,753.11 from the 2000 QOL Parks Contingency project to the San Jacinto project to fund construction. Funding source is 2000 QOL bonds. **(District 8)**

Decrease	\$5,753.11	from	31130600/PQLPA17760176/504405	OperCntgncy
Increase	\$5,753.11	to	31130600/PQLPA17760176/507001	Intrafd Trf (U)
Increase	\$5,753.11	to	31130600/PPW004604760062/407001	Intrafd Trf (S)
Increase	\$5,753.11	to	31130600/PPW004604760062/508024	Testing

**17. BUILDING PERMITS AND INSPECTIONS - REFUND:**

Business License refund to Albert Pallarez in the amount of \$213.74.

Funding Source: \$150.00 from Account 41010227-404138 and  
\$63.74 from Account 36010119-414111

[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

**18. APPLICATIONS FOR USE OF CITY PARKS/STREETS & SIDEWALKS:**

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

**18A.** United Way to hold a ½ Marathon and a 5k run on April 3, 2005 from 8:00 a.m. to 11:00 a.m. **Route-1/2 Marathon-** Start at Kern and Mesa, turn right on Stanton to Rim, turn left on Rim to Scenic Drive, turn left on Louisiana to Altura, turn right on Altura to Marr, turn right on Marr to Hastings, turn left on Hastings to Magruder, turn left on Magruder to Hughey, turn right on Hughey to Mescalero, turn right on Mescalero to Aztec, turn left on Aztec to Sioux, turn right on Sioux to Edgemere, turn right on Juniper to W.H. Burges, turn left on W.H. Burges to Glen Garry, turn left on Glen Garry to Backus, turn right on Backus to Daugherty, turn left on Daugherty to McRae, turn right on McRae to Springwood, turn left on Springwood to Bois D'Arc, turn right on Bois D'Arc to Caper and finish at Caper. **Route-5k run-** Start on Caper to Bois D'Arc, turn left on Bois D'Arc to Springwood, turn left on Springwood to McRae, turn right on McRae to Daugherty, turn left on Daugherty to Backus, turn right on Backus to Montwood, turn around on Montwood and follow the same route to Caper. Approximately 1,000 persons, 1 vehicle will take part and 1,000 spectators are anticipated. This request includes permission to use amplification (small P.A system).

PERMIT NO. 05-008 **(Districts 1, 2, 3, 5, 7, and 8)** [Bill Barry]

NO OBJECTIONS FROM FIRE, SUN METRO, TRAFFIC/ENGINEERING. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTIONS WITH THIS EVENT. THE DEPARTMENT WILL POLICE THE EVENT WITH 30 OFFICERS AND 30 VEHICLES. ESTIMATED COST TO CITY: \$ 639.00. ESTIMATED COST TO APPLICANT: \$4,611.00. THE OFFICE OF BUILDING PERMITS AND INSPECTIONS RECOMMENDS APPROVAL.

- 18B.** C.A.S.A/San Martin House of Hope to hold a footrace on April 30, 2005 from 7:30 a.m. to 9:00 a.m. Route: Start at the corner of Cotton and Texas, proceed on Texas to Mesa and finish at the corner of Mesa and Texas. Approximately 200 persons will take part and 50 spectators are anticipated. This request includes permission to use amplification (small P.A. system). **(District 8)**  
 PERMIT NO. 05-007 [Bill Barry]  
 NO OBJECTIONS FROM FIRE, SUN METRO, AND TRAFFIC/ENGINEERING. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTIONS WITH THIS EVENT. THE DEPARTMENT WILL POLICE THE EVENT WITH 12 OFFICERS AND 12 VEHICLES. ESTIMATED COST TO CITY: \$426.00; ESTIMATED COST TO APPLICANT: \$774.00. THE OFFICE OF BUILDING PERMITS & INSPECTIONS RECOMMENDS APPROVAL.
- 18C.** St. Patrick Cathedral School to hold a St. Patrick's Day parade on March 17, 2005 from 1:30 p.m. to 2:30 p.m. Route: Start at the alley of St. Patrick's Church to Nevada, turn right on Nevada to Stanton, turn left on Stanton to River, turn left on River to Stanton, turn left on Stanton to Arizona, and finish at the church's alley. Approximately 500 persons will take part and 600 spectators are anticipated. PERMIT NO. 05-010 **(District 8)** [Irma Pier]  
 NO OBJECTIONS FROM FIRE, SUN METRO, AND TRAFFIC/ENGINEERING. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTIONS WITH THIS EVENT. THE DEPARTMENT WILL POLICE THE EVENT WITH 2 OFFICERS AND 2 VEHICLES. ESTIMATED COST TO CITY: \$100.00; ESTIMATED COST TO APPLICANT: \$0.00. THE OFFICE OF BUILDING PERMITS & INSPECTIONS RECOMMENDS APPROVAL.
- 18D.** The American Lung Association of Texas to hold a 5k walk/run on May 7, 2005 from 6:30 a.m. to 12:00 p.m. Route: Jogging path at Album Park, located at 3110 Parkwood. Approximately 250 persons will take part and 200 spectators are anticipated. This request includes permission to use amplification (1 microphone, 2 speakers, and 2 amplifiers). PERMIT NO. 05-011 **(District 5)**  
 [Elizabeth Terrazas]  
 NO OBJECTION FROM SUN METRO, FIRE, TRAFFIC/ENGINEERING, PARKS. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTION WITH THIS EVENT. THE DEPARTMENT WILL MONITOR THE EVENT AS NECESSARY WITH THE DISTRICT CAR. THERE WILL BE NO COST TO CITY OR APPLICANT. THE OFFICE OF BUILDING PERMITS & INSPECTIONS RECOMMENDS APPROVAL.
- 18E.** El Paso Times to hold a 5k and 20k footrace/walk on March 13, 2005 from 6:30 a.m. to 10:29 a.m. **Route for the 5k-Footrace/walk:** Start on Kenworthy at EPCC's parking lot to Diana, turn right on Diana to Gateway North, turn right on Gateway North, proceed on Gateway North to Transmountain Dr., turn around Transmountain Dr. to Gateway South, turn left on Gateway South to Diana, turn left on Diana to Gateway North, and finish at the EPCC's parking lot. **Route for the 20k footrace/walk:** Start at Northwestern and Trade Center Ave. to Transmountain, turn right on Transmountain to Gateway South, turn right on Gateway South to Diana, turn left on Diana to Gateway North, and finish at the EPCC's parking lot. Approximately 1,500 persons, 20 vehicles will take part and 300 spectators are anticipated. This request includes permission to use amplification (generator & microphone). PERMIT NO. 05-013  
**(Districts 1, 2 and 4)** [Maribel Villalva]  
 NO OBJECTIONS FROM SUN METRO, FIRE, TRAFFIC/ENGINEERING, TXDOT. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTIONS WITH THIS EVENT. THE DEPARTMENT WILL POLICE THE EVENT WITH 18 OFFICERS AND 18 VEHICLES. ESTIMATED COST TO CITY: \$639.00. ESTIMATED COST TO APPLICANT: \$4,761.00. THE OFFICE OF BUILDING PERMITS AND INSPECTIONS RECOMMENDS APPROVAL.

## REGULAR AGENDA

### **19. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:**

- 19A.** An Ordinance amending Title 3 (Revenue and Finance), Chapter 3.04 (Property Taxes), to amend Sections 3.04.050 (Delinquent Taxes—Installment Payments—Nonlitigated Delinquencies) and 3.04.060 (Delinquent Taxes—Installment Payments—Litigated Delinquencies) to provide that the Installment Agreements shall be entered into and signed by the Tax Assessor/Collector and the City Manager. [City Manager, Joyce A. Wilson, (915) 541-4844 and City Attorney's Office, Elaine Hengen, (915) 541-4550]
  
- 19B.** An Ordinance repealing Ordinance No. 15893, granting the authority to the City Manager or the Department Head to enter into and sign certain Personal, Professional, Independent and Volunteer Service Contracts on behalf of the City and to create a new Ordinance on the same subject. [City Manager, Joyce A. Wilson, (915) 541-4844 and City Attorney's Office, Elaine Hengen, (915) 541-4550]
  
- 19C.** An Ordinance granting the authority to the City Manager to enter into and sign certain Contracts on behalf of the City and to sign certain documents; to authorize the City Manager to approve certain events and activities by the various departments of the City; to authorize the City Manager to issue certain types of refunds; to authorize the City Manager to make certain budget transfers; to authorize the City Manager to administratively handle matters previously addressed by resolutions of the City Council; and to set forth the delegation of administrative authority to the City Manager. [City Manager, Joyce A. Wilson, (915) 541-4844 and City Attorney's Office, Elaine Hengen, (915) 541-4550]
  
- 19D.** An Ordinance relating to the process for submitting grant applications and accepting grant funding; and granting the authority to the City Manager and designee to sign and submit grant-related documents; and to repeal Section 10 of Ordinance No. 15791 relating to the placement of grant related items on the City Council Agenda and create new procedures. [City Manager, Joyce A. Wilson, (915) 541-4844 and City Attorney's Office, Elaine Hengen, (915) 541-4550]
  
- 19E.** An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to revise the procedures for amending certain portions of the job specifications; to revise the procedures for advancement within pay grade; to revise the procedures determining entry salary under the Executive Compensation Plan; to revise the process for authorizing the use of personally owned tools or vehicles; and to revise the procedures relating to special sick leave. [City Manager, Joyce A. Wilson, (915) 541-4844 and City Attorney's Office, Elaine Hengen, (915) 541-4550]

- 19F.** An Ordinance granting the authority to the City Manager or his or her designee to make provisional and temporary employee appointments in accordance with the El Paso City Charter.

[City Manager, Joyce A. Wilson, (915) 541-4844 and City Attorney's Office, Elaine Hengen, (915) 541-4550]

- 19G.** An Ordinance vacating all of the 20-foot wide alley within Block 49, Campbell Addition, City of El Paso, El Paso County, Texas. **(District 8)**

[Planning, Research & Development, Rudy Valdez, 541-4635]

- 19H.** An Ordinance vacating a portion of Ninth Avenue between Blocks 31 and 49, Campbell Addition, City of El Paso, El Paso County, Texas. **(District 8)**

[Planning, Research & Development, Rudy Valdez, 541-4635]

**PUBLIC HEARING WILL BE HELD ON MARCH 15, 2005 FOR ITEMS 19A – 19H**

- 19I.** An Ordinance changing the zoning of Parcel 1: A portion of Sections 22, 23, 26, and 27, Block 80, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas from M-1 (Light Manufacturing) to A-3 (Apartment); and Parcel 2: A portion of Section 27, Block 80, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas from M-1 (Light Manufacturing) to C-4 (Commercial). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: City of El Paso, Texas. ZON05-00003 **(District 2)**

[Planning, Research and Development, Fred Lopez, (915) 541-4925]

**PUBLIC HEARING WILL BE HELD ON MARCH 22, 2005 FOR ITEM 19I**

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

**20. MAYOR AND COUNCIL:**

- 20A.** Discussion and action on the following candidates for appointment to the Public Service Board as recommended by the Board: [Mayor Joe Wardy, (915) 541-4145]

1. Maria Teran
2. Rosa Santana
3. Irene Chavez

- 20B.** Discussion and action on amendment of the Cooperative Agreement establishing the City-County Health and Environmental District.

[Representative Susan Austin, (915) 541-4886]

- 20C.** Discussion and action on a Resolution that the Mayor be authorized to sign a Cooperative Agreement between the El Paso County, Texas, and the City of El Paso, to amend and supercede that Cooperative Agreement dated March 6, 2001, establishing the City-County Health and Environmental District.  
[El Paso City-County Health and Environmental District, Mark A. Everett, (915) 771-5702]

**21. PURCHASING:**

- 21A.** Approve Change Order No. One to EAS Contracting, L. P. for Contract No. 2004-204, El Paso International Airport Airfield Lighting and Controls project for an increased amount of \$779,983.45, as follows:

Scope Change: Replace 203 signs of various types from 1 to 7 modules on the airfield. Add 60 calendar days to contract time. \$834,911.00

Construction Change: Revise line items in contract to allow for payment of temporary wiring, lights, and signs to reflect actual onsite conditions; revise contract line items for several duct bank configurations that are required between the handhole and the end of the casing for the bores under the taxiways and runway to reflect actual requirements; credit is also being provided for material not used in Taxiway K2 bore. <\$54,927.55>

[Purchasing Department, Barbara Crumley, (915) 541-4315]

**21B. BID:**

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

Solicitation No.	2005-071	EPIA Pavement Rehabilitation
Contractor:		Dan Williams Company
		El Paso, Texas
Department:		Aviation
Funds Available:		62620031-G620AIP0022-11511-508027
Funding Source:		FAA Grant 3-48-0077-21-04
Items:		Base Bid I \$4,103,622.18
		Base Bid II \$ 155,830.00
Total Award:		\$4,259,452.18 (Estimated)
<b>District (s):</b>	<b>3</b>	

**RECOMMENDATION:**

The Departments of Engineering and Aviation recommend the award of this contract to Dan Williams Company, the low responsible, responsive bidder. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

Work under the unit price component is only an estimated value and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.  
[Purchasing Department, Barbara Crumley, (915) 541-4315]

**22. PUBLIC HEARING – MAYOR AND COUNCIL:**

An Ordinance amending Title 19 (Subdivisions) of the El Paso Municipal Code by amending Chapter 19.16 (Improvement Standards and Design Principles) Section 19.16.050 (Stormwater Design) Subsection 19.16.050.H (Preservation of Natural Arroyos) to require that the City Plan Commission determine whether to approve a modification of conditions to allow improvements on natural drainage courses known as arroyos. The penalty is as provided in Section 19.04.190 of the Code.  
[Representative Susan Austin, (915) 541-4886]

**23. PUBLIC HEARINGS – BUILDING PERMITS AND INSPECTIONS:**

**23A.** Public hearing to determine if the property located at 770 Hempstead Drive, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated October 14, 2004. The owners of this property, Karen Pamela Smythe, Mabel S. Haith, 770 Hempstead Drive, El Paso, Texas 79912-7086, have been notified of the violations at this property. **(District 1)**  
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

**23B.** An Ordinance amending Title 18 (Building and Construction) of the El Paso City Code, by revising Chapter 18.02 Building and Construction Administrative Code), to eliminate the local electrical licensing requirement for persons, firms or corporations holding an electrical license issued by the state in accordance with Texas Occupations Code, Title 8, Chapter 1305  
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

**24. PUBLIC HEARING – EL PASO WATER UTILITIES PUBLIC SERVICE BOARD:**

An Ordinance providing for the issuance and sale of \$48,000,000 City of El Paso, Texas, Water and Sewer Revenue Bonds, Series 2005-A, for the purpose of improving and extending the City's water and sewer system and paying the costs related to the issuance of the bonds; approving a purchase contract; approving an official statement; and enacting provisions related thereto. [PSB Bond Counsel, Paul A. Braden, (915) 544-9997]

**25. CITY MANAGER:**

City Manager's report of current events and issues:  
Audit and Expanded Audit Findings



- 26.** The City Council of the City of El Paso may retire into EXECUTIVE SESSION pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

Section 551.071 CONSULTATION WITH ATTORNEY  
 Section 551.072 DELIBERATION REGARDING REAL PROPERTY  
 Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS  
 Section 551.074 PERSONNEL MATTERS  
 Section 551.076 DELIBERATION REGARDING SECURITY DEVICES  
 Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT  
 NEGOTIATIONS

Discussion and action on the following:

- 26A.** Ranchos Real IV, Ltd., vs. The City of El Paso; Cause No. 2001-3371. (551.071)  
 [City Attorney's Office, Michele Little Locke, (915) 541-4550] POSTPONED FROM 02/22/05
- 26B.** Discussion and action regarding the Courts of Inquiry matters, Cause Nos. 2004OD00188, 2004OD00814, 2004OD00147, 2004OD01554, 2004OD01555 and 2004OD01556. (551.071) [City Attorney's Office, James A. Martinez, (915) 541-4550]
- 26C.** *Frank Lopez III, et al vs. City of El Paso, Texas, et al*; Cause No. EP-05-CA-0009-FM in the United States District Court of Texas. (551.071)  
 [City Attorney's Office, James A. Martinez, (915) 541-4550]
- 26D.** *Nancy Hollebeke vs. The City of El Paso, et al*; Cause No. EP-04-CA-0185-HLH in the United States District Court for the Western District of Texas. (551.071)  
 [City Attorney's Office, James A. Martinez, (915) 541-4550]
- 26E.** Discussion and action regarding the condemnation of easements or other property interests to secure crossing rights over water conveyance channels at the following locations: (551.071 and 551.072)  
 [City Attorney's Office, James A. Martinez, (915) 541-4550]

Indian Place

On or near a portion of Tract 4B2E, Block 12, Ysleta Grant, El Paso County, Texas.

Sunland Park

On or near a portion of Tract 7 and Tract 5, Upper Valley Grants, Block 1, El Paso County, Texas.

Cedar Grove - Durill Road

On or near a portion of Cedar Grove Unit One, Block 14, El Paso County, Texas.

Cedar Grove - Carolina Dr.

On or near a portion of Cedar Grove Unit One, Block 14, El Paso County, Texas.

Roseway

on or near a portion of Tract 11, Block 46, Ysleta Grant, El Paso County, Texas.  
(approx. 20 ft. wide strip)

on or near a portion (approx. 30 ft wide strip) of the Middle Drain access road,  
that is adjacent to Tracts 4B, 3A1, 2A, 1, Ysleta Grant Survey, El Paso County,  
Texas.

Zoo Expansion

on or near Portions of Blocks 5, 6 and 7 and portions of Martinez Street, San  
Antonio Street and Boone Street, Washington Park Addition, El Paso County,  
Texas.

Sign Language interpreters are provided for regular City Council meetings. Copies of  
this Agenda will be provided in Braille, large print or audio tape upon requests made a  
minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

**ALL CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY  
AT THE ADDRESS BELOW:**

<http://www.elpasotexas.gov>